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Attorney Ref : 394A US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Rivera et al.
Serial No.: 09/733,368
Filed : December 8, 2000
For : *Methods of High Level Expression of Genes in Primates*

Art Unit: 1645

Examiner: ----

Assistant Commissioner for Patents
Washington, DC 20231

July 31, 2002

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Supplemental Information Disclosure Statement Under 37 CFR §1.97(B)

Applicants and their agents/attorneys are aware of the following publications and information, and in accordance with 37 C.F.R. § 1.97 and § 1.98, wish to make them of record. Form PTO-1449 and copies of each publication are enclosed.

The Examiner is respectfully requested to initial the space adjacent to each documents on the PTO-1449 form and return a copy of the PTO-1449 form to confirm that these documents have been considered by the Examiner and made of record in this application.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, Applicants understand the Examiner will make an independent evaluation of the cited publications.

No additional costs are believed to be due in connection with the filing of this disclosure. However, please charge any necessary fees to our Deposit Account No. 01-2315. Should there be any questions after review of this paper, the Examiner is invited to contact the undersigned at (617) 494-0400 x266.

Respectfully submitted,

David L. Bernstein

David L. Bernstein, Reg No. 31,235
ARIAD Pharmaceuticals, Inc.
26 Landsdowne Street
Cambridge, MA 02139
Telephone: 617-494-0400 Ext. 266
Facsimile: 617-494-020

I hereby certify that this paper is being deposited with the United States Postal Service via First Class Mail under 37 CFR 1.08 on the date indicated above and is addressed to Assistant Commissioner for Patents, Washington, DC 20231

Date July 31, 2002 Signed

Sue Wilson
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Form PTO-1449 (Modified)	ATTY. DOCKET NO. 394A US	SERIAL NO. 09/733,368
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	APPLICANT: Rivera et al.	
	FILING DATE: 12/08/00	GROUP 1645

U.S. PATENT DOCUMENTS

Exam Init	Ref Des	Document No.	Date	Name	Class	Sub Class	Filing Date If Appropriate
	*	4,828,987	05/09/89	Kopchick			

FOREIGN PATENT DOCUMENTS

Exam Init	Ref Des	Country & Doc. No. (11)	Pub. Date (43)	Name	Class	Sub Class	Translation Yes	No
	*	WO 00/43498	07/27/00	Reid et al.				
	*	WO 98/44129	10/08/98	Boyle et al.				
	*	WO 95/22616	08/24/95	Barneoud et al.				
	*	WO 94/29469	12/22/94	Nabel et al.				
	*	FR 2 716 460-A1	02/21/94	Barneoud et al.				
	*	JP 3028386	07/21/86	Ito et al.				

OTHER ART

Author, Title, Date, Publication, Pertinent Pages

		Lu et al., "Delivery of adenoviral vectors to the prostate for gene therapy." Cancer Gene Ther. 1999 Jan-Feb;6(1):64-72.
		Sterman et al., "Adenovirus-mediated herpes simplex virus thymidine kinase/ganciclovir gene therapy in patients with localized malignancy: results of a phase I clinical trial in malignant mesothelioma." Hum Gene Ther. 1998 May 1;9(7):1083-92.
		Lanuti et al., "Evaluation of an E1E4-deleted adenovirus expressing the herpes simplex thymidine kinase suicide gene in cancer gene therapy." Hum Gene Ther. 1999 Feb 10;10(3):463-75.
		Zarrin et al., "Comparison of CMV, RSV, SV40 viral and Vlambda1 cellular promoters in B and T lymphoid and non-lymphoid cell lines. Biochim Biophys Acta. 1999 Jul 7;1446(1-2):135-9.

* a copy of this reference is not provided as it was previously cited and submitted to the office in this case.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

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